

UNITED STATES DISTRICT COURT
SOUTHERN DISTRICT OF CALIFORNIA

UNITED STATES OF AMERICA,

Plaintiff,

v.

Alvaro RENTERIA-Estrada,

Defendant.

Mag. Case No.

'08 MJ 8784

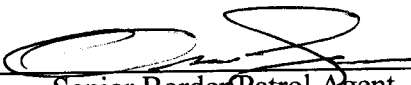
COMPLAINT FOR VIOLATION OF

Title 8, U.S.C., Section 1326
Deported Alien Found In the
United States

The undersigned complainant being duly sworn states:

On or about August 28, 2008, within the Southern District of California, defendant Alvaro RENTERIA-Estrada, an alien, who previously had been excluded, deported or removed from the United States to Mexico was found in the United States, without the Attorney General of the United States or his designated successor, the Secretary of the Department of Homeland Security (Title 6, United States code, section 202(3) and (4), and 557), having expressly consented to the defendant's reapplication for admission into the United States; in violation of Title 8, United States Code, Section 1326.

And the complainant states that this complaint is based on the attached statement of facts, which is incorporated herein by reference.


Senior Border Patrol Agent
OSCAR SANCHEZ

SWORN TO BEFORE ME AND SUBSCRIBED IN MY PRESENCE, THIS 29th DAY OF
AUGUST 2008.


PETER C. LEWIS
U.S. MAGISTRATE JUDGE

1 UNITED STATES OF AMERICA

v.

2 Alvaro RENTERIA-Estrada

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4 STATEMENT OF FACTS

5 The complainant states that this complaint is based upon the
6 investigative reports of Border Patrol Agent C. N. Truong, that
7 the Defendant, Alvaro RENTERIA-Estrada (RENTERIA), a citizen of
8 Mexico, was found and arrested on August 28, 2008, near Ocotillo,
California.

9 On August 28, 2008, at approximately 8:00 A.M., Agent Gamboa
10 encountered four individuals, including one later identified as
11 Alvaro RENTERIA-Estrada, north of the International Boundary with
12 Mexico. Agent Gamboa approached the group and he identified
13 himself and questioned RENTERIA and the others. It was determined
RENTERIA was a citizen of Mexico illegally in the United States.
RENTERIA was placed under arrest.

14 At the station, a record check of RENTERIA revealed he has
15 been previously ordered removed on July 3, 2008. Further record
16 checks of RENTERIA revealed he has a serious criminal record.

17 There is no evidence to show RENTERIA has applied for or
18 received permission from the United States Attorney General or
19 the Secretary of the Department of Homeland Security to reenter
the United States.